

09-16-03

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September 15, 2003

**via Express Mail**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

"Express Mail" mailing label No. EV 330818975 US

Date of Deposit: September 15, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Elie H. GendloffSignature: 

Re: U.S. Utility Patent Application Serial No. 09/611,652 Filed July 7, 2000  
Title: TREATING NEURAL CONDITIONS RESULTING FROM  
SPINAL CORD CONTUSIONS AND OTHER CAUSES  
Inventors: Richard J. Zeman and Joseph D. Etlinger  
Our File: 63653/6

Dear Sir:

Enclosed please find the following documents for filing with the above-identified utility patent application in the names of Richard J. Zeman and Joseph D. Etlinger, entitled TREATING NEURAL CONDITIONS RESULTING FROM SPINAL CORD CONTUSIONS AND OTHER CAUSES, comprising the following:

1. Reply Under 37 C.F.R. 1.111 responding to June 18, 2003 Office Action (4 pages); and
2. Return receipt postcard.

Commissioner for Patents  
MS Non-Fee Amendment

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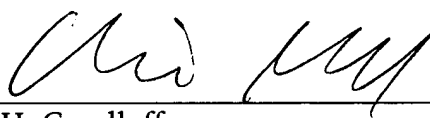
September 15, 2003

Please acknowledge receipt of the enclosed papers by stamping the enclosed postcard and returning the same to us.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN  
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90 Park Avenue  
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(212) 697-5995

Dated: September 15, 2003  
New York, New York

By:   
Elie H. Gendloff  
Registration No. 44,704



AR&E Docket No. 63653/6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants : Richard J. Zeman and Joseph D. Etlinger  
Serial No. : 09/611,652  
Filed : July 7, 2000  
For : TREATING NEURAL CONDITIONS RESULTING FROM SPINAL  
CORD CONTUSIONS AND OTHER CAUSES  
Examiner : San-ming Hui  
Group Art Unit : 1617

REPLY UNDER 37 C.F.R. 1.111

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Name: Elie H. Gendloff

Signature: 

Sir:

This Reply responds to the Office Action of June 18, 2003. Since this Reply is due on September 18, 2003, it is timely filed.

Remarks

Applicants note with appreciation the withdrawal of the previous rejections under 35 USC 102(b) and 35 USC 103. The following remarks are addressed to the newly entered rejections under 35 USC 102(a) and 35 USC 103(a). To support the remarks that follow, applicants also submit a Declaration of the Inventors, pursuant to 37 CFR 1.131, and consistent with the law established in *In re Katz*, 215 USPQ 14 (CCPA 1982), establishing that Zeman et al., Experimental Neurology 159:267-273 (1999) ("Zeman et